

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**MOBILE HEALTH INNOVATIVE
SOLUTIONS, LLC,**

Plaintiff

v.

WITHINGS S.A.,

Defendant.

Case No. 2:23-cv-00610-JRG

JURY TRIAL DEMANDED

PATENT CASE

JOINT STIPULATION CONFIRMING WAIVER OF SERVICE OF SUMMONS

Plaintiff Mobile Health Innovative Solutions, LLC (“MHIS”) and Defendant Withings S.A. (“Defendant”) respectfully file this Stipulation Confirming Waiver of Service of Summons under FRCP 4(d), and state as follows:

- Defendant is a company organized and existing under the laws of France.
- On January 29, 2024, the Summons issued in this case was served on Defendant’s U.S. subsidiary, Withings, Inc.
- On February 20, 2024, this Court granted Defendant’s unopposed first application for a 30 day extension of time to answer the complaint, which set the deadline to March 18, 2024.
- On March 14, 2024, counsel for Defendant and counsel for MHIS met and conferred, during which counsel for Defendant asserted that the service on Defendant’s U.S. affiliate was not sufficient as to Defendant. However, counsel for Defendant agreed to waive service under FRCP 4(d).

Thus, the Parties jointly stipulate that waiver of service of summons as to Defendant took place on March 14, 2024, and that Defendant's time to answer under FRCP 4(d)(3) is 90 days from the date of the Parties' meet and confer, which is up to and including June 12, 2024.

Dated: March 18, 2024

Respectfully Submitted,

/s/ Randall Garteiser

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COUNSEL FOR DEFENDANT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on this, I caused to be electronically-filed the foregoing document with the Clerk of Court using the Court's CM/ECF system. As such, this document was served on all counsel who are deemed to have consented to electronic service.

/s/ Randall Garteiser
Randall Garteiser

CERTIFICATE OF GOOD FAITH CONFERENCE

Pursuant to Eastern District of Texas Local Rule CV-7(i), counsel has complied with the meet and confer requirement in Local Rule CV-7(h). The Parties met on March 14, 2024, and counsel for Withings, S.A. is in agreement with this joint stipulation.

/s/ Randall Garteiser
Randall Garteiser